

APR 07 2010

BY: JOHN F. MCORCORAN, CLERK  
, DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

MARION LEON BEA, ) Civil Action No. 7:10-cv-00152  
Petitioner, )  
 )  
v. )  
 )  
HONORABLE BENJAMIN N. A. )  
KENDRICK, )  
Respondent. ) By: Hon. James C. Turk  
 ) Senior United States District Judge

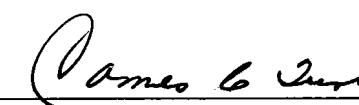
In accordance with the written memorandum opinion entered this day, it is hereby

**ORDERED**

that petitioner's petition for a writ of mandamus is **DISMISSED** without prejudice; all pending motions are **DENIED as moot**; and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the petitioner.

ENTER: This 7<sup>th</sup> day of April, 2010.

  
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Senior United States District Judge